IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

WRIT PETITION NO.2662 OF 2006

Indian Oil Corporation Ltd. ...Petitioner.
Vs.
State of Maharashtra & Ors. ...Respondents.
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Mr.Arif Bookwala with Mr.Chirag H. Mody i/b RMG Law Associates for the Petitioner.
Mr. A.A. Kumbhakoni, Associate Advocate General with Ms. S.M. Dandekar, AGP for the Respondents.
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CORAM : DR.D.Y.CHANDRACHUD, J.

November 21, 2006.

P.C.

The dispute in the present case is between the Indian Oil Corporation Ltd. and the State of Maharashtra. At the hearing of the Petition, the Learned Associate Advocate General agreed to take instructions on whether the State Government would be willing to obtain an amicable solution to the dispute. The Learned Advocate General on instructions stated that a Three Member Committee will be constituted by the State Government to discuss all the issues raised in the petition together with the Petitioner. The three Member Committee will consist of Secretaries/Principal Secretaries of the concerned Departments and the Court has been informed that as far as possible, the Chief Secretary of the State

Government will also be one of the members of the committee. The three Member Committee constituted by the Petitioner and the Respondents, it is agreed, will have full and final authority to take a decision that would be binding on both the parties. In the meantime, a statement has been made on behalf of the State Government that no coercive steps would be taken against the Petitioner on the basis of the orders that are impugned in these proceedings until the Committee arrives at a decision one way or the other. The process will be expedited so that a final decision can be taken before the end of February 2007. At this stage, in view of the aforesaid exercise which is to be carried out, the petition is permitted to be withdrawn on the request of Counsel appearing on behalf of the Petitioner. However, liberty is reserved to the Petitioner, in the event that no mutually acceptable resolution is possible to take out fresh proceedings on the basis of the same cause of action. The Petition is accordingly dismissed as withdrawn.

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